

CORRECTED

1-30

Secretary of State  
Certificate and Order for Filing

**PERMANENT ADMINISTRATIVE RULES**

DOE 1-2008

I certify that the attached copies\* are true, full and correct copies of the PERMANENT Rule(s) adopted on January 28, 2008 by the

Oregon Department of Energy, Renewable Energy Division	330-150
Agency and Division	Administrative Rules Chapter Number
Kathy Stuttaford	625 Marion Street NE, Salem, OR 97301-3737
Rules Coordinator	Address
	503-378-4128
	Telephone

to become effective upon filing. Rulemaking Notice was published in the November 2007 Oregon Bulletin.\*\*

**RULE CAPTION**

Establish Renewable Energy Certificate Tracking and Reporting System for Oregon Renewable Portfolio Standard.

**Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.**

**RULEMAKING ACTION**

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

**ADOPT:**

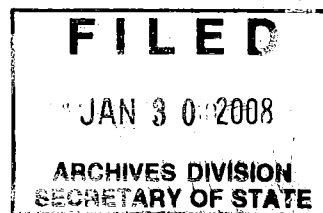
330-150-0005	330-150-0020
<del>330-150-0010</del>	330-150-0025
330-150-0015	330-150-0030

**AMEND:**

**REPEAL:**

**RENUMBER:**

**AMEND & RENUMBER:**



Stat. Auth.: ORS

SB 838 Section 14, Or. Laws Ch. 301 (2007); ORS 469.040(d)

Other Auth.:

Stats. Implemented: ORS

SB 838 Section 14-18, Or. Laws Ch. 301 (2007)

**RULE SUMMARY**

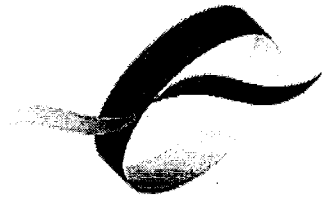
Implement details of the Oregon Renewable Portfolio Standard (RPS) as follows:

- (1) Designate the Western Renewable Energy Generation Information System (WREGIS) as the renewable energy certificate tracking and reporting mechanism for the Oregon RPS.
- (2) Relate definitions for renewable energy certificates in the Oregon RPS to specific system elements in WREGIS.
- (3) Designate the date of establishment for the Oregon renewable energy certificate system as January 1, 2007.

	Michael Grainey	January 28, 2008
Authorized Signer	Printed name	Date

\*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. \*\*The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday.

ARC 930-2005



**OREGON**  
**DEPARTMENT OF**  
**ENERGY**

**Oregon Administrative Rules**  
**Renewable Portfolio Standard**

**OAR 330-150-0005 to 330-150-0030**

**(for Senate Bill 838)**

**Effective January 28, 2008**

**(New Rules)**

**Oregon Department of Energy**  
**625 Marion Street NE**  
**Salem, Oregon 97301-3737**  
**(503) 378-4040**  
**Toll-Free 1-800-221-8035**  
**Fax (503) 373-7806**

**DEPARTMENT OF ENERGY  
DIVISION 150**

**ESTABLISH A RENEWABLE ENERGY CERTIFICATE SYSTEM  
FOR THE OREGON  
RENEWABLE PORTFOLIO STANDARD (RPS)**

**330-150-0005**

**Purpose**

The purpose of these rules is to establish a system of renewable energy certificates to provide a means of compliance with the Oregon Renewable Portfolio Standard (RPS).

Stat. Auth.: SB 838-C, Section 14.

Stats. Implemented: SB 838-C, Sections 14 through 17a.

**330-150-0015**

**Definitions**

- (1) "Banked Renewable Energy Certificate" has the meaning in SB 838-C, Section 1.
- (2) "Bundled Renewable Energy Certificate" has the meaning in ORS SB 838-C, Section 1.
- (3) "Compliance Year" has the meaning in SB 838-C, Section 1.
- (4) "Director" means the Director of the Oregon Department of Energy.
- (5) "Electricity Service Supplier" has the meaning in SB 838-C, Section 1.
- (6) "Electric Utility" has the meaning in ORS SB 838-C, Section 1.
- (7) "Qualifying Electricity" has the meaning in SB 838-C, Section 1.
- (8) "Renewable Energy Certificate" (REC or Certificate) means a unique representation of the environmental, economic, and social benefits associated with the generation of electricity from renewable energy sources that produce Qualifying Electricity. One Certificate is created in association with the generation of one megaWatt-hour (MWh) of Qualifying Electricity. While a Certificate is always directly associated with the generation of one MWh of electricity, transactions for Certificates may be conducted independently of transactions for the associated electricity.
- (9) "Renewable Energy Source" has the meaning in SB 838-C, Section 1.
- (10) "Unbundled Renewable Energy Certificate" has the meaning in SB 838-C, Section 1.
- (11) "Vintage" means the month and year that qualifying electricity was created in accordance with WREGIS protocol.

(12) "Western Renewable Energy Generation Information System" means the renewable energy certificate tracking and reporting system established by the California Energy Commission and the Western Governors Association and governed by the Western Electricity Coordinating Council for use by states and provinces throughout the western power interconnection.

Stat. Auth.: SB 838-C, Section 14.

Stats. Implemented: SB 838-C, Sections 14 through 17a.

**330-150-0020**

### **Establishment of Renewable Energy Certificate System**

- (1) Renewable energy certificates that are issued, monitored, accounted for and transferred by or through the regional renewable energy certificate system and trading mechanism known as the Western Renewable Energy Generation Information System (WREGIS) shall be the only renewable energy certificates that can be used by an electric utility or electricity service supplier to establish compliance with the Oregon Renewable Portfolio Standard (RPS).
- (2) All entities that wish to demonstrate compliance or participate in the renewable energy certificate system associated with the Oregon RPS must establish and maintain accounts in good standing with the WREGIS renewable energy certificate system. These entities must comply with all information, data reporting and verification requirements of WREGIS and the WREGIS Operating Rules, including costs required for compliance. These accounts must be established before January 1, 2009 or before the earliest vintage of Certificate to be used to comply with the Oregon RPS, whichever is later.
- (3) All entities that wish to demonstrate compliance or participate in the renewable energy certificate system associated with the Oregon RPS must participate in the system in accordance with the WREGIS Operating Rules. The Operating Rules for WREGIS are publicly available from the WREGIS web site at [www.wregis.org/content/blogcategory/26/47/](http://www.wregis.org/content/blogcategory/26/47/) under the "Operating Rules" section. If there are substantial changes to the WREGIS Operating Rules which, at the Director's discretion, may significantly impact the ability of the WREGIS renewable energy certificate system to facilitate the Oregon RPS the Director may, after public consultation with interested parties, implement rulemaking to address those concerns.

Stat. Auth.: SB 838-C, Section 14.

Stats. Implemented: SB 838-C, Section 14.

330-150-0025

### **Types of Renewable Energy Certificates**

A bundled or unbundled renewable energy certificate may be used to comply with the RPS when it is issued through the WREGIS renewable energy certificate system, is identified within the WREGIS as Oregon-eligible, and is otherwise consistent with the rules and requirements of the Oregon RPS. The Department, acting through the appropriate WREGIS protocol, will identify those generating facilities eligible for creation of Certificates that can be used to satisfy the Oregon RPS.

- (1) A bundled renewable energy certificate must include documentation that one megawatt-hour of energy was associated with the transfer of the WREGIS renewable energy certificate to the electric utility or electricity service supplier. This documentation shall consist of a completed data field in the WREGIS certificate that contains a valid North American Electric Reliability Corporation (NERC) electronic tagging number ("e-Tag") or another unique identification value adopted by the WREGIS that indicates one megawatt-hour of energy was delivered to:
  - (a) the transmission system of the electric utility, or to a delivery point designated by an electric utility for the purposes of subsequent delivery to the electric utility; or
  - (b) the Bonneville Power Administration for delivery, or subsequent delivery, to an electric utility.
- (2) A bundled renewable energy certificate does not need to demonstrate that the electricity identified by the NERC e-Tag is qualifying electricity or that the originating source identified by the NERC e-Tag is a renewable energy source.

Stat. Auth.: SB 838-C, Section 14.

Stats. Implemented: SB 838-C, Sections 15 through 17a.

330-150-0030

### **Allowed Vintage of Renewable Energy Certificates**

- (1) The system of renewable energy certificates established through this rule may be used to comply with or participate in the Oregon RPS through the use of Certificates with a vintage of January 1, 2007 or later.
- (2) No renewable energy certificate that derives from the WREGIS renewable energy certificate system with a vintage before January 1, 2007 will be eligible for compliance with the Oregon RPS.